

## Message Text

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ACTION ARA-10

INFO OCT-01 IO-10 ISO-00 CIAE-00 DODE-00 INR-05 NSAE-00

PA-01 RSC-01 USIA-06 PRS-01 SP-02 L-02 /039 W

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R 032058Z DEC 74

FM AMEMBASSY SANTIAGO

TO SECSTATE WASHDC 1280

INFO USMISSION USUN NEW YORK

USMISSION GENEVA

LIMITED OFFICIAL USE SANTIAGO 7335

EO 11652: N/A

TAGS: CI, PINT, SHUM

SUBJECT: LEADING LAWYER NOT TO BE TRIED

REF: SANTIAGO 6632

1. REFTEL REPORTED PRE-TRIAL INVESTIGATION BY MILITARY PROSECUTOR OF LEADING CHILEAN LAWYER, EUGENIO VELASCO LETELIER, FOR STRONG CRITICISMS WITHIN BAR ASSOCIATION OF GOC HUMAN RIGHTS PRACTICES.

2. ACCORDING TO DEC 3 SANTIAGO PRESS, VELASCO WILL NOT BE BROUGHT TO TRIAL, AT LEAST FOR THE PRESENT. INTERIOR MINISTER REQUESTED MILITARY COURT SYSTEM TO PROSECUTE VELASCO UNDER LAW OF INTERNAL SECURITY. VELASCO REQUESTED CIVIL APPEALS COURT FOR DECISION ON JURISDICTION OF MILITARY COURT; COURT DECIDED CASE SHOULD COME UNDER PENAL CODE AND CIVIL SYSTEM. MILITARY PROSECUTOR THEN DECLARED HIS LACK OF JURISDICTION.

3. CIVIL PROSECUTOR HAS NOW RULED THAT THERE IS NOT ENOUGH EVIDENCE, AT THE MOMENT, TO INDICT VELASCO ON CHARGE OF INSULTING THE EXECUTIVE POWER OF GOVERNMENT.

4. COMMENT. UNLESS BETTER EVIDENCE IS PRESENTED, THUS APPEARS THAT VELASCO REMAINS FREE AND IS VINDICTATED.

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5. THIS IS ONE OF SEVERAL CURRENT CASES IN WHICH CIVIL COURT  
SYSTEM SEEMS TO BE ACTING WITH UNACCUSTOMED ASSERTIVENESS  
TOWARD ITS MILITARY COLLEAGUES AND THE INTERIOR MINISTRY. WE  
WILL BE REPORTING ON OTHERS AS THEY MATURE.  
POPPER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** ATTORNEYS, TRIALS, COURT DECISIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 DEC 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** izenbei0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740350-1013  
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**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
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**Previous Channel Indicators:**  
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**Reference:** SANTIAGO 6632  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 19 JUN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <19 JUN 2002 by elyme>; APPROVED <18 MAR 2003 by izenbei0>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LEADING LAWYER NOT TO BE TRIED  
**TAGS:** PINT, SHUM, CI, (VELASCO LETELIER, EUGENIO)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005